Case 3:10-cv-03561-WHA Document 936 Filed 04/17/12 Page 1 of 3 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

CIVIL TRIAL MINUTES

The Honorable WILLIAM H. ALSUP

Date: April 17, 2012

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Case No.: <u>C10-03561 WHA</u>	
Case Name: ORACLE AMERICA, INC.	v. GOOGLE INC.
	luino; Fred Norton; Andrew Temkin; David Boies; Dorian Daley afra Catz (Corporate Representative)
•	rista Anderson; Dan Purcell; Michael Kwun; Bruce Baber (Corporate Representative)
Clerk: Dawn K. Toland	Court Reporter: Kathy Sullivan; Debra Pas
Trial Began: <u>April 16, 2012</u>	Further Trial: April 18, 2012 at 7:30 am
Trial Motions Heard:	<u>Disposition</u>
1	
2	
3.	

Other:

Time in Trial: 5 hours 40 minutes

Case 3:10-cv-03561-WHA Document 936 Filed 04/17/12 Page 2 of 3 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

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Case Name: **ORACLE AMERICA, INC.** v. **GOOGLE INC.**

EXHIBIT and WITNESS LIST

JUDGE: WILLIAM H. ALSUP					PLAINTIFF ATTORNEY: Michael Jacobs; Dan Muino Fred Norton; Andrew Temkin David Boies; Dorian Daley Steven Holtzman DEFENSE ATTORNEY: Robert Van Nest; Christa Ande Dan Purcell; Michael Kwun Bruce Baber		derson	
TRIAL DATE: April 17, 2012					REPORTER(S): CLERK: Kathy Sullivan; Debra Pas Dawn Toland			
PLF	DEF	DATE						
NO.	NO	OFFERE D	ID	REC	DESCRIPTION		BY	
		7:30 am			the glossary and a timeline handout Court addressed letter exhibit 2033 dated March 12. Deposition excert when they are ripe. Defendant rais 431. Mr. Cooper will be introduce	Outside the presence of the jury. Counsel provided copies of the glossary and a timeline handout to distribute to the jury. Court addressed letter exhibit 2038 regarding Larry Ellison dated March 12. Deposition excerpts to be given to the Court when they are ripe. Defendant raised an issue regarding exhibit 431. Mr. Cooper will be introduced to the jury later in the trial. Court asked members of the public and trial teams to be as quiet as possible.		
		7:49 am			Reconvenejury present			
					Handouts given to the jury			
		7:53 am			Defendant's Opening Statement	<u>s</u>		
		8:45 am			Court addressed the jury regarding	g the trial schedule		
		8:51 am			Plaintiff's witness by video deposition 24, 2011	ition Larry Page on August		
					Deposition Exhibits to be admitted	d by trial exhibit number		
		9:12 am			Plaintiff's witness Larry Ellison s Boies	sworn-in. Direct by David		
		9:31 am			Recess			
		9:53 am			Reconvenejury present			
					Direct of Larry Ellison continued			
		<u>10:04 am</u>			Cross Examination			
<u>2939</u>			<u>X</u>	<u>X</u>	Video of Larry Ellison & Scott Mo Conference (played for the jury)	cNealy 2009 JavaOne		
2041			<u>X</u>	<u>X</u>	Form: DEFA14A Sun Microsyster	ms Inc. Ellison Dep Ex		

	1	Case 3:10	-cv-0	3561-V	VHA Document 936 Filed 04/17/12 Page 3 of 3	
					Deposition excerpt played	
<u>2042</u>			<u>X</u>	<u>x</u>	E-mail dated May 22, 2009 from Ellison to McNealy	
<u>2043</u>			<u>X</u>	<u>x</u>	E-mail dated May 26, 2009 from Gosling to McNealy	
2044			<u>X</u>	<u>x</u>	Email dated June 25, 2009 from Kurian to Kehring	
		<u>10:56 am</u>			Redirect Examination	
		<u>11:01 am</u>			Recross Examination	
	<u>2362</u>		<u>X</u>	<u>x</u>	Email dated April 20, 2009 from Ellison to Schwartz	
		<u>11:04 am</u>			Witness Excused	
					Recess	
					Outside the presence of the jury. Court confirmed the video excerpts are not taken down by the court reporter. Counsel should provide copies for the record.	
		<u>11:10 am</u>			Recess	
		<u>11:30 am</u>			Reconvenejury present	
					Plaintiff's witness Thomas Kurian sworn-in. Direct by Michael Jacobs	
610. 1			<u>X</u>	<u>X</u>	Java 2 Platform Standard Edition Development Kit 5.0 Specification	
		<u>12:26 pm</u>			Cross Examination	
		<u>12:34 pm</u>			Redirect Examination	
		<u>12:37 pm</u>			Witness Excused	
					Plaintiff's witness Larry Page sworn-in. Examination by David Boies	
<u>1</u>			<u>X</u>	<u>x</u>	Android GPS Key Strategic Decisions Around Open Source	
2			<u>X</u>		Email from Andy Rubin to wmc@google.com	
		<u>12:57 pm</u>			Recess	
					Outside the presence of the jury. Counsel will provide the Court with the requested information on the number of source codes. Counsel addressed the Court's questions.	
		1:10 pm			Recess until 4/18/12 at 7:30 am	
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